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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rolf STEIGER                      Group Art Unit : 17<sup>7</sup>24  
Serial No. : 09/336,462                      Examiner : M. Grendzynski  
Filed : June 18, 1999  
For : RECORDING SHEETS FOR INK JET PRINTING

Date: December 10, 2001

Assistant Commissioner for Patents  
Washington D.C. 20231

ATTENTION BOX PETITIONS

**PETITION UNDER 37 CFR 1.183 INVOKING  
EXTRAORDINARY CIRCUMSTANCES FOR WAIVER OF EXTENSION FEES, OR  
IN THE ALTERNATIVE, PETITION FOR PAYMENT OF EXTENSION FEES**

Sir/Madame:

Applicant submits this Petition under 37 CFR 1.183 invoking extraordinary circumstances for waiver of extension fees, or in the alternative, as a Petition for payment of extension fees in the above-identified application. The facts surrounding this request are as follows:

1. A first office action was mailed on June 15, 2001 with a three-month response, without extensions, due prior to September 15, 2001 (cover sheet copy annexed as Exhibit 1).
2. The application has been assigned to Ilford Imaging Switzerland GmbH which is a corporation located in Switzerland.
3. Due to the events of September 11<sup>th</sup> and aftermath, a timely response to the action was unable to be filed prior to the September 15, 2001 deadline.
4. My office is located in the Woolworth building which is

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two blocks away from what was the World Trade Center and was located within what was referred to as the "Red Zone." Although the building was structurally sound after the attacks there was no electricity or phone service. To date the phone service has not fully been restored.

5. In addition, due to the attacks and subsequent "anthrax" threats, the mail to my office was delayed and not being delivered on a timely basis.
6. I was not able to gain access to my office until mid-October and during this period had no access to my files or database and therefore could not conduct "business as usual".
7. Telephone service and having access to the internet are essential to my practice. Since September 11<sup>th</sup> we have been operating from temporary offices. Our mailing address remains the same but our temporary telephone and facsimile numbers are 201-861-8556; 201-861-3490.
8. These circumstances resulted in the delay in receiving instructions from the Assignee, who is located outside of the country, which in turn hindered the timely response to the present action,
9. Due to these extra-ordinary circumstances, Applicant respectfully requests that the extension fees for filing a response to the Office Action dated June 15, 2001 be waived, either in whole or in part.
10. Authorization is given to charge deposit account 50-1541 the fee of \$130 for this petition under 37 CFR 1.183, or to credit any refund thereto.
11. In the alternative, if this petition is denied, authorization is given to charge deposit account 50-1541 the three month extension fee of \$920, or any lesser amount, or credit any refund thereto.

If you have any questions concerning the above please do not hesitate to contact the undersigned.

Respectfully submitted,

Attorneys for Applicant's

By: 

Dara L. Onofrio  
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CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Assistant Commissioner for Patents,  
Washington, D.C. 20231.

Dated: December 10, 2001

Dara L. Onofrio  
Person mailing paper

  
Signature of person mailing  
paper

**UNITED STATES DEPARTMENT OF COMMERCE****United States Patent and Trademark Office**Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/336,462

06/18/99

STEIGER

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ICH-286

025230

IN22/0615

EXAMINER

DARA L. ONOFRIO

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NEW YORK NY 10279-2799

GRENDZYNSKI, M

ART UNIT

PAPER NUMBER

1774

DATE MAILED:

06/15/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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JUN 18 2001

DARA L. ONOFRIO, ESQ.

**EXHIBIT 1****RECEIVED**

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